



January 17, 2001

SENATE BILL No. 18

DIGEST OF SB 18 (Updated January 9, 2001 10:03 am - DI kc)

Citations Affected: IC 4-12.

Synopsis: Indiana Health Care Trust Fund. Adds a township trustee as a member of the Indiana Health Care Trust Fund, bringing the total number of members and ex-officio members to 22. Changes the quorum required to transact business and to take action from 11 to 12.

Effective: July 1, 2001.

Riegsecker

January 8, 2001, read first time and referred to Committee on Rules and Legislative Procedure.
January 16, 2001, amended; reassigned to Committee on Health and Provider Services.

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SB 18—LS 6152/DI 13



January 17, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 18

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 4-12-5-5, AS ADDED BY P.L.21-2000, SECTION
- 2 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 3 2001]: Sec. 5. (a) The Indiana health care trust fund advisory board is
- 4 established. The advisory board shall meet at least quarterly and at the
- 5 call of the chairperson to make recommendations to the governor, the
- 6 budget agency, and the general assembly concerning the priorities for
- 7 appropriation and distribution of money from the fund.
- 8 (b) The advisory board consists of the following:
- 9 (1) The following three (3) ex officio members:
- 10 (A) The director of the budget agency or the director's
- 11 designee.
- 12 (B) The commissioner of the state department of health or the
- 13 commissioner's designee.
- 14 (C) The secretary of family and social services or the
- 15 secretary's designee.
- 16 (2) Two (2) members of the senate, who may not be members of
- 17 the same political party, appointed by the president pro tempore

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of the senate.

(3) Two (2) members of the house of representatives, who may not be members of the same political party, appointed by the speaker of the house.

(4) The following appointees by the governor who represent the following organizations or interests:

(A) The Indiana Dental Association.

(B) The Indiana Hospital and Health Association.

(C) The Indiana Minority Health Coalition.

(D) The Indiana Chapter of the American Academy of Pediatrics.

(E) The Indiana State Medical Association.

(F) The Indiana State Nurses Association.

(G) The Indiana Health Care Association.

(H) A local health officer or a rural health organization.

(I) A primary health care organization.

(J) A senior citizens organization.

(K) The Indiana Chapter of the National Medical Association.

(L) A consumer or representative of an end of life care organization, an alternative to long term care services, or a disability organization.

(M) A psychiatrist licensed under IC 25-22.5 or a psychologist licensed under IC 25-33.

(N) A township trustee.

(c) The term of office of a legislative member of the advisory board is four (4) years. However, a legislative member of the advisory board ceases to be a member of the advisory board if the member:

(1) is no longer a member of the chamber from which the member was appointed; or

(2) is removed from the advisory board under subsection (d).

(d) A legislative member of the advisory board may be removed at any time by the appointing authority who appointed the legislative member.

(e) The term of office of a member of the advisory board appointed under subsection (b)(4) is four (4) years. However, these members serve at the pleasure of the governor and may be removed for any reason.

(f) If a vacancy exists on the advisory board with respect to a legislative member or the members appointed under subsection (b)(4), the appointing authority who appointed the former member whose position has become vacant shall appoint an individual to fill the vacancy for the balance of the unexpired term.



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(g) The governor shall appoint a member of the advisory committee to serve as chairperson.

(h) ~~Eleven (11)~~ **Twelve (12)** members of the advisory board constitute a quorum for the transaction of business at a meeting of the advisory board. The affirmative vote of at least ~~eleven (11)~~ **twelve (12)** members of the advisory board is necessary for the advisory board to take action.

(i) Each member of the advisory board who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(j) Each member of the advisory board who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(k) Each member of the advisory board who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

(l) Payments authorized for members of the advisory board under subsections (i) through (k) are payable from the Indiana tobacco master settlement agreement fund.

(m) The budget agency shall serve as the staff to the advisory committee.

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SENATE MOTION

Mr. President: I move that Senator Garton be removed as author of Senate Bill 18 and that Senator Riegsecker be substituted therefor.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 18, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Health and Provider Services.

(Reference is to SB 18 as introduced.)

GARTON, Chairperson

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